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**AUG 28 2006**

# FACSIMILE COVER SHEET

Deliver to: Ernest Unelus, USPTO

Art Group: 2154

Facsimile No.: (571) 273-8300

Date: August 10, 2004..

From: William W. Schaal, Reg. No. 39,018.

Our Docket No.: 6639P011

Number of pages 10 including this sheet.

Application No.: 10/805,755

Filing Date: 3/22/2004

Docket Due Date(s): 8/28/2006

**Enclosed are the following documents:**

|   |   |
|---|---|
| <input checked="" type="checkbox"/> Amendment: <u>Response</u> ( <u>6</u> pgs)  | <input type="checkbox"/> Issue Fee Transmittal                                    |
| <input type="checkbox"/> Appeal Brief ( _____ pgs)                              | <input type="checkbox"/> Notice of Appeal   |
| <input type="checkbox"/> Application: _____<br>( _____ pgs) w/cover & abstract) | <input type="checkbox"/> Petition for: _____                                      |
| <input type="checkbox"/> Assignment & Cover Sheet ( _____ pgs)                  | <input type="checkbox"/> Request for Continued Examination (RCE)                  |
| <input checked="" type="checkbox"/> Certificate of <u>Facsimile</u>             | <input type="checkbox"/> Reply Brief ( _____ pgs)                                 |
| <input type="checkbox"/> Continued Prosecution Application (CPA)                | <input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i)     |
| <input type="checkbox"/> Declaration & POA ( _____ pgs)                         | <input type="checkbox"/> Request to Rescind Previous Nonpublication Request       |
| <input type="checkbox"/> Drawings: ____ sheets, ____ figures                    | <input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter |
| <input type="checkbox"/> Extension of Time: _____                               | <input type="checkbox"/> Responso to Written Opinion ( _____ pgs)                 |
| <input checked="" type="checkbox"/> Fee Transmittal (in duplicate)              | <input type="checkbox"/> Terminal Disclaimer                                      |
| <input type="checkbox"/> IDS & PTO/SB/Q8 ( _____ pgs)                           | <input type="checkbox"/> Transmittal of Publication Fee Due                       |
| <input type="checkbox"/> Other _____  | <input checked="" type="checkbox"/> Transmittal Letter                            |

**CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.84)**

I hereby certify that this correspondence is being transmitted by facsimile on the date shown below to the United States Patent and Trademark Office.

*Susan McFarlane* 8/10/2004  
Susan McFarlane Date

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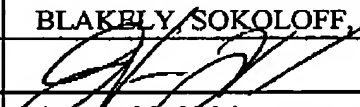
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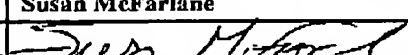
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|  |   |                        |                |
|--|---|------------------------|----------------|
| <b>TRANSMITTAL FORM</b><br><i>(to be used for all correspondence after initial filing)</i> |   | Application No.        | 10/805,755     |
|  |   | Filing Date            | March 22, 2004 |
|  |   | First Named Inventor   | Shinji Kuno    |
|  |   | Art Unit               | 2154           |
|  |   | Examiner Name          | Ernest Unelus  |
| Total Number of Pages in This Submission   | 9 | Attorney Docket Number | 6639P011       |

| ENCLOSURES (check all that apply)   |   |   |
|---|---|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><br><input type="checkbox"/> Fee Attached<br><br><input checked="" type="checkbox"/> Amendment / Response<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><br><input type="checkbox"/> Extension of Time Request<br><br><input type="checkbox"/> Express Abandonment Request<br><br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> PTO/SB/08<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><br><input type="checkbox"/> Response to Missing Parts/Incomplete Application<br><input type="checkbox"/> Basic Filing Fee<br><input type="checkbox"/> Declaration/POA<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><br><input type="checkbox"/> Licensing-related Papers<br><br><input type="checkbox"/> Petition<br><br><input type="checkbox"/> Petition to Convert a Provisional Application<br><br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><br><input type="checkbox"/> Terminal Disclaimer<br><br><input type="checkbox"/> Request for Refund<br><br><input type="checkbox"/> CD, Number of CD(s)<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><br><input type="checkbox"/> Proprietary Information<br><br><input type="checkbox"/> Status Letter<br><br><input type="checkbox"/> Other Enclosure(s) (please identify below):<br><div style="border: 1px solid black; height: 60px; width: 100%;"></div> |
| Remarks   |   |   |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT |  |
|--|--|
| Firm or Individual name                    | William W. Schaal, Reg. No. 39,018<br><b>BLAKELY SOKOLOFF, TAYLOR &amp; ZAFMAN LLP</b> |
| Signature                                  |     |
| Date                                       | August 28, 2006  |

| CERTIFICATE OF MAILING/TRANSMISSION  |   |      |                 |
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| I hereby certify that this correspondence is being transmitted via facsimile on the date shown below to the United States Patent and Trademark Office. |   |      |                 |
| Typed or printed name  | Susan McFarlane   |      |                 |
| Signature  |  | Date | August 28, 2006 |

Based on PTO/SB/21 (09-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wtr) 11/30/2005.  
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# FEE TRANSMITTAL for FY 2005

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

0.00

Complete if Known

Application Number 10/805,755  
Filing Date March 22, 2004  
First Named Inventor Shinji Kuno  
Examiner Name Ernest Unehls  
Art Unit 2154  
Attorney Docket No. 6639P011

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ None ☐ Other (please identify):

☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below

☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayment of fee(s) under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.

☐ Credit any overpayments

## FEE CALCULATION

### 1. EXTRA CLAIM FEES

| Total Claims       | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| 17                 | 20           | 50.00          | 50.00    |
| Independent Claims | 6            | 200.00         | 200.00   |
| Multiple Dependent |              |                |          |

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description   |
|----------|----------|----------|----------|---|
| 1202     | 50       | 2202     | 25       | Claims in excess of 20                                    |
| 1201     | 200      | 2201     | 100      | Independent claims in excess of 3                         |
| 1203     | 360      | 2203     | 180      | Multiple Dependent claims, if not paid                    |
| 1204     | 700      | 2204     | 385      | **Reissue independent claims over original patent         |
| 1205     |          | 2205     |          | **Reissue claims in excess of 20 and over original patent |

SUBTOTAL (1)

(\$)

0.00

\*or number previously paid, if greater. For Reissues, see below

### 2. ADDITIONAL FEES

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description  |
|----------|----------|----------|----------|--|
| 1051     |          | 2051     |          | Surcharge - late filing fee or oath                              |
| 1052     |          | 2052     |          | Surcharge - late provisional filing fee or cover sheet           |
| 2053     |          | 2053     |          | Non-English specification  |
| 1251     |          | 2251     |          | Extension for reply within first month                           |
| 1252     |          | 2252     |          | Extension for reply within second month                          |
| 1253     |          | 2253     |          | Extension for reply within third month                           |
| 1254     |          | 2254     |          | Extension for reply within fourth month                          |
| 1255     |          | 2255     |          | Extension for reply within fifth month                           |
| 1401     |          | 2401     |          | Notice of Appeal   |
| 1402     |          | 2402     |          | Filing a brief in support of an appeal                           |
| 1403     |          | 2403     |          | Request for oral hearing   |
| 1451     | 1,510    | 2451     | 1,510    | Petition to institute a public use proceeding                    |
| 1480     |          | 2480     |          | Petitions to the Commissioner                                    |
| 1807     |          | 1807     |          | Processing fee under 37 CFR 1.17(a)                              |
| 1808     |          | 1808     |          | Submission of Information Disclosure Sheet                       |
| 1809     |          | 1809     |          | Filing a submission after final rejection (37 CFR § 1.129(a))    |
| 1810     |          | 2810     |          | For each additional invention to be examined (37 CFR § 1.129(b)) |

Other fee (specify):

SUBTOTAL (2)

(\$)

Fee Paid

## SUBMITTED BY

Name (Print/Type) William W. Sahaal Registration No. 39,018 Telephone (714) 557-3800  
Signature [Signature] Date 08/28/06

Complete (if applicable)

Based on PTO/SB-17 (10-04) as modified by Blakely, Sokoloff, Taylor & Zafman (w/12/15/2004).  
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|   |  |                          |                |
|---|--|--------------------------|----------------|
| <b>FEE TRANSMITTAL<br/>for FY 2005</b><br><small>Patient fees are subject to annual revision.</small> |  | <i>Complete if Known</i> |                |
|   |  | Application Number       | 10/805,755     |
|   |  | Filing Date              | March 22, 2004 |
|   |  | First Named Inventor     | Shinji Kuno    |
|   |  | Examiner Name            | Ernest Unelus  |
|   |  | Art Unit                 | 2154           |
|   |  | Attorney Docket No.      | 6639P011       |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.                       |  |                          |                |
| <b>TOTAL AMOUNT OF PAYMENT</b> (\$) 0.00  |  |                          |                |

**METHOD OF PAYMENT** (check all that apply)

☐ Check 
 ☐ Credit card 
 ☐ Money Order 
 ☐ None 
 ☐ Other (please identify): \_\_\_\_\_

☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below 
 ☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any additional fee(s) or underpayment of fee(s) 
 ☐ Credit any overpayments

under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.

**FEE CALCULATION**

**1. EXTRA CLAIM FEES**

| Total Claims       | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| 17                 | 20*          | 0              | \$0.00   |
| Independent Claims | 6            | 0              | \$0.00   |
| Multiple Dependent |              |                |          |

| Large Entity |          | Small Entity |          | Fee Description   |
|--------------|----------|--------------|----------|---|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |   |
| 1202         | 60       | 2202         | 25       | Claims in excess of 20                                    |
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| 1203         | 380      | 2203         | 180      | Multiple Dependent claim, if not paid                     |
| 1204         | 790      | 2204         | 385      | **Reissue independent claims over original patent         |
| 1205         |          | 2205         |          | **Reissue claims in excess of 20 and over original patent |

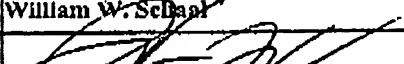
SUBTOTAL (1) (\$) 0.00

**2. ADDITIONAL FEES**

| Large Entity |          | Small Entity |          | Fee Description  | Fee Paid |
|--------------|----------|--------------|----------|--|----------|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |  |          |
| 1051         |          | 2051         |          | Surcharge - late filing fee or oath                              |          |
| 1052         |          | 2052         |          | Surcharge - late provisional filing fee or cover sheet           |          |
| 2053         |          | 2053         |          | Non-English specification  |          |
| 1251         |          | 2251         |          | Extension for reply within first month                           |          |
| 1252         |          | 2252         |          | Extension for reply within second month                          |          |
| 1253         |          | 2253         |          | Extension for reply within third month                           |          |
| 1254         |          | 2254         |          | Extension for reply within fourth month                          |          |
| 1255         |          | 2255         |          | Extension for reply within fifth month                           |          |
| 1401         |          | 2401         |          | Notice of Appeal   |          |
| 1402         |          | 2402         |          | Filing a brief in support of an appeal                           |          |
| 1403         |          | 2403         |          | Request for oral hearing   |          |
| 1451         | 1,510    | 2451         | 1,510    | Petition to institute a public use proceeding                    |          |
| 1480         |          | 2480         |          | Petitions to the Commissioner                                    |          |
| 1807         |          | 1807         |          | Processing fee under 37 CFR 1.17(a)                              |          |
| 1806         |          | 1806         |          | Submission of Information Disclosure Sheet                       |          |
| 1809         |          | 1809         |          | Filing a submission after final rejection (37 CFR § 1.129(a))    |          |
| 1810         |          | 2810         |          | For each additional invention to be examined (37 CFR § 1.129(b)) |          |

Other fee (specify) \_\_\_\_\_

SUBTOTAL (2) (\$)

|                     |   |                                   |                |
|---------------------|---|-----------------------------------|----------------|
| <b>SUBMITTED BY</b> |   | <i>Complete (if applicable)</i>   |                |
| Name (Print/Type)   | William W. Schaub   | Registration No. (Attorney/Agent) | 39,018         |
| Signature           |  | Telephone                         | (714) 557-3800 |
|                     |   | Date                              | 08/28/06       |

Based on PTO/SB/17 (12-04) as modified by Blakely, Sokoloff, Taylor & Zafman (vtr) 12/15/2004  
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Appl. No. 10/805,755  
Amdt. Dated 08/28/2006  
Reply to Office Action of July 28, 2006

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application. No. : 10/805,755  
Applicant : Shiniji Kuno  
Filed : 03/22/2004  
TC/A.U. : 2181  
Examiner : Ernest Unelus

Confirmation No. 1246

Docket No. : 6639P011  
Customer No. : 8791

Commissioner for Patents  
PO Box 1450  
Alexandria VA 22313-1450

**AMENDMENT**

Sir:

In response to the Restriction Requirement of July 28, 2006, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims, which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 6 of this paper.